

M u s k e g o n C o u n t y

Board of Commissioners

Kenneth Mahoney, Chairman
Charles Buzzell
Lew Collins
James Derezinski
Marvin Engle
Bill Gill

Charles Nash, Vice-Chairman
Louis A. McMurray
Robert Scolnik
I. John Snider
Roger C. Wade

Board Minutes may be found on the web at <http://co.muskegon.mi.us/clerk>

Full Board Meeting

February 23, 2010
3:30 P.M.

Chairman Mahoney, Presiding

The Regular Meeting of the Board of Commissioners was called to order by Chairman Mahoney. The invocation was given by Chairman Mahoney followed by the pledge of Allegiance recited in unison.

Roll Call

Present: Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade

Excused: Buzzell, Collins

Also Present: County Administrator Bonnie B. Hammersley, Corporate Counsel Ted Williams, County Clerk Nancy A. Waters, Secretary to County Clerk Jeanne Pezet

2010-99 **APPROVE AGENDA**

Moved by Engle, seconded by Nash, to approve the Agenda adding the Addendum, removing Chairman's Report Item D. and adding a resolution under New Business.

Motion Carried

2010-100 **APPROVE THE MINUTES OF THE FULL BOARD OF FEBRUARY 9, 2010**

Moved by Engle, seconded by Wade, to approve minutes of the Full Board of February 9, 2010.

Motion Carried

2010-101 **COMMUNICATIONS**

Moved by Engle, seconded by Wade, to receive and place on file the following Communications:

- A. Alger County Resolution #2010-02; Objection to Licensing Contract Costs for the GEMS Election Management System
- B. Charlevoix County Resolution: Objection to Licensing Contract Costs for the GEMS Election Management System
- C. Huron County Resolution #10-13c; Support of Findings and Recommendations in the Interim and Final Reports of the Legislative Commission on Statutory Mandates

Motion Carried

2010-102 **AUTHORIZE REQUEST(S) FOR PROPOSALS, FOR THE DEVELOPMENT AND EXECUTION OF GENERAL MARKETING AND BRANDING CAMPAIGNS**

TR10/02-06

The Transportation Committee recommends, moved by Gill, seconded by Engle, to authorize the Purchasing Department to issue Request(s) for Proposals, on behalf of the Airport, Muskegon Area Transit System, and Muskegon Trolley Company for the development and execution of general marketing and branding campaigns.

Roll Call

Ayes: Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade

Excused: Buzzell, Collins

Motion Carried

2010-103 **AUTHORIZE THE MUSKEGON AREA TRANSIT SYSTEM TO PROCEED WITH PHASE I OF EXTENDED PUBLIC TRANSIT SERVICES**

TR10/02-07

The Transportation Committee recommends, moved by Gill, seconded by Engle, to authorize the Muskegon Area Transit System to proceed with Phase I of extended public transit services, providing for evening public transportation services as presented.

Roll Call

Ayes: Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade

Excused: Buzzell, Collins

Motion Carried

2010-104 **AUTHORIZE THE MUSKEGON AREA TRANSIT SYSTEM TO FILL
VACANT TRANSIT SUPERVISOR POSITION**

TR10/02-08

The Transportation Committee recommends, moved by Gill, seconded by Engle, to authorize the Muskegon Area Transit System to fill vacant Transit Supervisor Position G84003.

Roll Call

Ayes: Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade

Excused: Buzzell, Collins

Motion Carried

2010-105 **AUTHORIZE THE MUSKEGON AREA TRANSIT SYSTEM TO CHANGE
THE HOURS OF THE TRANSIT ATTENDANT – HOURLY POSITION
#G85701 TO TRANSIT ATTENDANT – FULL TIME AND TO AUTHORIZE
THE FILLING OF THE CURRENTLY VACANT POSITION**

TR10/02-09

The Transportation Committee recommends, moved by Gill, seconded by Engle, to authorize the Muskegon Area Transit System to change the hours of the Transit Attendant – Hourly position #G85701 to Transit Attendant – Full Time and to authorize the filling of the currently vacant position.

Roll Call

Ayes: Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade

Excused: Buzzell, Collins

Motion Carried

2010-106 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE
PERIOD OF JANUARY 27, THROUGH FEBRUARY 9, 2010**

WM10/02-29

The Ways and Means Committee Recommends, moved by Nash, seconded by Engle, to approve payment of the accounts payable of \$6,381,653.47 covering the period of January 27, 2010 through February 9, 2010, as presented by the County Clerk.

Roll Call

Ayes: Engle, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Derezinski

Nays: Gill

Excused: Buzzell, Collins

Motion Carried

2010-107 **AUTHORIZE THE MUSKEGON COUNTY PURCHASING OFFICE TO
ISSUE A REQUEST FOR PROPOSAL (RFP) FOR ARCHITECTURAL
SERVICES**

WM10/02-30

The Ways and Means Committee Recommends, moved by Nash, seconded by Engle, to authorize the Muskegon County Purchasing Office to issue a Request for Proposal (RFP) for architectural services for a community based outpatient clinic for veterans in the Muskegon area.

Roll Call

Ayes: Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Derezinski

Excused: Buzzell, Collins

Motion Carried

2010-108 **WAIVE THE RESTRICTIONS OF THE FY2010 CONTINGENCY PLAN
OUTLINED IN BOARD MOTION 2009-715 TO ALLOW BROOKHAVEN
MEDICAL CARE FACILITY TO IMMEDIATELY RECRUIT AND HIRE A
COOK AND KITCHEN HELPER**

WM10/02-31

The Ways and Means Committee Recommends, moved by Nash, seconded by Engle, to waive the restrictions of the FY2010 Contingency Plan outlined in Board Motion 2009-715 to allow Brookhaven Medical Care Facility to immediately recruit and hire a Cook BH FT (A05003) and Kitchen Helper BH 20 (A15003).

Roll Call

Ayes: Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Derezinski

Excused: Buzzell, Collins

Motion Carried

2010-109 **ACCEPT AND PLACE ON FILE THE COMPREHENSIVE ANNUAL
FINANCIAL REPORTAS SUBMITTED BY THE FINANCE AND
MANAGEMENT SERVICES/ACCOUNTING DEPARTMENT**

WM10/02-32

The Ways and Means Committee Recommends, moved by Nash, seconded by Engle, to accept and place on file the Comprehensive Annual Financial Report for the fiscal year ended September 30, 2009, as submitted by the Finance and Management Services/Accounting department.

(Continued)

2010-109 **ACCEPT AND PLACE ON FILE THE COMPREHENSIVE ANNUAL FINANCIAL REPORTAS SUBMITTED BY THE FINANCE AND MANAGEMENT SERVICES/ACCOUNTING DEPARTMENT**

Roll Call

Ayes: Engle, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Derezinski

Nays: Gill

Excused: Buzzell, Collins

Motion Carried

2010-110 **AUTHORIZE CMH TO PURCHASE 3 12-PASSENGER VANS**

WM10/02-33

The Ways and Means Committee Recommends, moved by Nash, seconded by Engle, to authorize CMH to purchase 3 12-passenger vans from Mobility Transportation of Canton, MI at a total price of \$63,345.

Roll Call

Ayes: Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Derezinski

Excused: Buzzell, Collins

Motion Carried

2010-111 **AUTHORIZE STAFF TO SOLICIT BIDS FOR THE ABATEMENT OF ASBESTOS AND ANY OTHER HAZARDOUS MATERIALS**

WM10/02-34

The Ways and Means Committee Recommends, moved by Nash, seconded by Engle, to authorize staff to solicit bids for the abatement of asbestos and any other hazardous materials as identified by FTC&H for the 1st and 2nd floors of the Michael E. Kobza Hall of Justice with costs being paid by the Hall of Justice fund 4130-4131.

Roll Call

Ayes: Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Derezinski

Excused: Buzzell, Collins

Motion Carried

2010-112 **AUTHORIZE STAFF TO SOLICIT BIDS FOR THE FURNITURE AND OFFICE PARTITIONS NEEDED FOR THE MICHAEL E. KOBZA HALL**

WM10/02-35

The Ways and Means Committee Recommends, moved by Nash, seconded by Engle, to authorize staff to solicit bids for the furniture and office partitions needed for the Michael E. Kobza Hall of Justice 1st and 2nd floor renovation project with costs being paid from the Hall of Justice fund 4130-4131.

Roll Call

Ayes: Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Derezinski

Excused: Buzzell, Collins

Motion Carried

2010-113 **AUTHORIZE THE ADOPTION OF THE RESOLUTION ALLOWING THE COUNTY OF MUSKEGON TO BORROW UP TO TWELVE MILLION DOLLARS (\$12,000,000) AGAINST ANTICIPATED 2009 DELINQUENT TAXES**

WM10/02-36

The Ways and Means Committee Recommends, moved by Nash, seconded by Engle, to authorize the adoption of the Resolution allowing the County of Muskegon to borrow up to twelve million dollars (\$12,000,000) against anticipated 2009 delinquent taxes.

Roll Call

Ayes: Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Derezinski

Excused: Buzzell, Collins

Motion Carried

2010-114 **RETURN TO THE TABLE, MOTION #WM10/01-03**

WM10/02-37

The Ways and Means Committee Recommends, moved by Nash, seconded by Engle, to return to the table, motion #WM10/01-03.

Roll Call

Ayes: Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Derezinski

Excused: Buzzell, Collins

Motion Carried

2010-115 **ADOPT THE AMENDED FAIRGROUND LEASE BETWEEN THE COUNTY OF MUSKEGON AND THE MUSKEGON COUNTY FAIR BOARD ASSOCIATION**

WM10/01-03

The Ways and Means Committee Recommends, moved by Nash, seconded by Engle, to adopt the Amended Fairground lease between the County of Muskegon and the Muskegon County Fair Board Association, expanding property covered by this Lease to the entire 160 acres owned by the County.

Roll Call

Ayes: Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Derezinski

Excused: Buzzell, Collins

Motion Carried

2010-116 **CANCEL THE REGULARLY SCHEDULED COMMUNITY DEVELOPMENT/STRATEGIC PLANNING MEETING SCHEDULED FOR FEBRUARY 18, 2010**

WM10/02-38

The Ways and Means Committee Recommends, moved by Nash, seconded by Engle, to cancel the regularly scheduled Community Development/Strategic Planning meeting scheduled for February 18, 2010.

Roll Call

Ayes: Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Derezinski

Excused: Buzzell, Collins

Motion Carried

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Mahoney mentioned the MAC Legislative Updates of February 5th and 12th, 2010 were included in agenda packets.

2010-117 **APPOINT VICE-CHAIRMAN NASH AS LIAISON TO THE STRENGTHENING MUSKEGON COUNTY INITIATIVE**

The Chairman recommends, moved by Gill, seconded by Snider, to appoint Vice-Chairman Nash as Liaison to the Strengthening Muskegon County Initiative.

Motion Carried

Chairman Mahoney noted a resolution in support of the Pure Michigan campaign will be forthcoming.

Withdrawn until the next full Board pending additional information: West Michigan Metropolitan Transportation Planning Program (WESTPLAN) Policy Committee Appointment.

Commissioner Scolnik attended the MAC Economic Development and Taxation Committee in Lansing which covered County Revenue Sharing and Muskegon County is in the budget to receive Revenue Sharing. He also noted a possible plan for rental car tax to fund Pure Michigan.

Commissioner Engle attended the Road Commissioner meeting. They will be have a Transportation Asset Management workshop for Elected Officials on Thursday, march 25, 2010, and encouraged attendance.

Commissioner Snider reported on Community Corrections Advisory Board which continues to discuss ways of diversion to avoid extended jail stays.

Commissioner Wade noted the Workforce Development Board has settled their bi-laws.

Commissioner Nash reported materials from Muskegon Area First meeting should have been forwarded to Commission members.

ADMINISTRATOR'S REPORT

2010-118 **AUTHORIZE CMH TO PURCHASE 5 MID-SIZED SEDAN AUTOMOBILES**

The Administrator recommends, moved by Derezinski, seconded by Snider, to authorize CMH to purchase 5 mid-sized sedan automobiles from Signature Ford, 1960 E. Main St., Owosso, MI 48867 at a total price of \$70,725.

Roll Call

Ayes: Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Derezinski, Engle

Excused: Buzzell, Collins

Motion Carried

2010-119 **AUTHORIZE JUVENILE DETENTION CENTER TO ADD THREE HOURLY YOUTH SPECIALIST POSITIONS**

The Administrator recommends, moved by Engle, seconded by Snider, to approve the request of the Juvenile Detention Center to add an additional three hourly Youth Specialist positions (pay range GU00170 \$11.55-\$16.84/hr).

Roll Call

Ayes: McMurray, Nash, Scolnik, Snider, Wade, Derezinski, Engle, Gill, Mahoney

Excused: Buzzell, Collins

Motion Carried

2010-120 **APPROVE THE GROUND LEASE FOR CAMPING BETWEEN THE COUNTY OF MUSKEGON AND AMERICAN BIKERS AIMING TOWARD EDUCATION OF MICHIGAN, REGION 5**

The Administrator recommends, moved by Snider, seconded by Nash, to approve the Ground Lease for Camping between the County of Muskegon and American Bikers Aiming Toward Education of Michigan, Region 5, and that the Chairman be authorized to sign on behalf of the County.

Discussion ensued.

Roll Call

Ayes: Nash, Scolnik, Snider, Wade, Derezinski, Engle, Mahoney

Excused: Buzzell, Collins

Nays: Gill, McMurray

Motion Carried

Old Business

None.

New Business

Commissioner Derezinski requested a Resolution in support of Egelston Township in their efforts to apply for a grant to help cover costs associated with failed sewer line filling

2010-121 **PREPARE A RESOLUTION IN SUPPORT OF EGELSTON TOWNSHIP
FOR A DNR GRANT APPLICATION**

Moved by Snider, seconded by Nash, to prepare a resolution in support of Egelston Township for a DNR Grant Application for Sunset Beach.

2010-122 **SUSPEND THE RULES TO ALLOW AUDIENCE PARTICIPATION**

Moved by Gill, seconded by Nash, to suspend the rules to allow audience participation.

Motion Carried

Mike Thompson, Egelston Township Supervisor and John Warner, Deputy Director Muskegon County Public Works answered questions from the Board.

2010-123 **RETURN TO OPEN SESSION**

Moved by Snider, seconded by Engle, to return to open session.

Voice vote, one opposed.

Motion Carried

Voice Vote on 2010-121, one opposed

Motion Carried

Commissioner Gill inquired if there is a safety issue to be addressed at Heritage Landing. The Administrator will follow-up on this issue.

Chairman Mahoney congratulated Commissioner Gill on the cover story of the Muskegon Chronicle on Monday, February 22, 2010.

Public Participation

Mark Mangione thanked the Board for his re-appointment to the Workforce Development Board. He also recommended adoption of a resolution similar to Ingham County for Project Labor Agreements.

Rasheedah Gillespie-Muhammed commended and thanked the Board for approval of expanded hours for the Muskegon Area Transit System. She further expressed the motivational benefit to the community for citizens who are unable to afford vehicle ownership.

Jan Duer, Fruitland Township Trustee, requested a Resolution in support of AzulStar in their efforts to be awarded stimulus funds to bring broadband internet and cell phone access to rural areas of Muskegon County and the surrounding region.

A student was in attendance from Muskegon Community College.

ADJOURN

Moved by Scolnik, seconded by Snider, to adjourn.

Motion Carried

Meeting adjourned at 4:26 p.m.

Nancy A. Waters, County Clerk

NAW/jmp